

H. B. No. 67, "An Act creating a special road law for Coryell county, Texas; making the commissioners for said county supervisors of the roads in their respective districts; prescribing their duties as such supervisors; prescribing how said roads and bridges shall be built and worked; providing for payment of overseers for overtime; providing that each commissioner's beat shall receive all the road and bridge funds paid by said beat; providing how and where said moneys shall be spent; providing for teams and tools, and providing ways for road hands to work on said road, and providing for substitutes; defining the duties of county treasurer and county clerks relative to said road law; providing for investigation by grand jury for violations of said law; fixing penalties for violation of said law; repealing all special laws in conflict herewith; making this law cumulative to the general road law, where same does not conflict, and providing where same conflicts with general road law that this special law shall supersede general laws, and providing for an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.
FAUBION, Chairman.

TWENTY-SEVENTH DAY.

(Continued.)

(Friday, February 18, 1921.)

The House met at 10 o'clock a. m., and was called to order by Speaker Thomas.

HOUSE BILL NO. 266 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 266, A bill to be entitled "An Act to amend Section 2, Chapter 6, of the Special Laws of Texas passed by the Second Called Session of the Thirty-fifth Legislature at page 39 thereof, approved August 30, 1917, being an act creating the Alanreed Independent School District in Gray county, Texas, giving the board of trustees the power to select and designate the depository for said school district, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll,

and the bill was passed by the following vote:

Yeas—108.

Aiken.	McLeod.
Barker.	Martin.
Barrett of Bell.	Marshall.
Barrett of Fannin.	Mathes.
Bass.	Melson.
Beasley	Menking.
of Hopkins.	Merriman.
Beasley	Miller of Dallas.
of McCulloch.	Miller of Parker.
Black, O. B.,	Morgan.
of Bexar.	Moore.
Black, W. A.,	Morris of Medina.
of Bexar.	Morris
Bonham.	of Montague.
Branch.	Mott.
Bryant.	Neblett.
Burmeister.	Owen.
Burns.	Patman.
Carpenter.	Perkins
Childers.	of Cherokee.
Coffee.	Perry.
Crawford.	Pollard.
Crumpton.	Pope.
Cummins.	Quaid.
Curtis.	Quicksall.
Davis, John E.,	Quinn.
of Dallas.	Rice.
Davis, John,	Rogers of Harris.
of Dallas.	Rogers of Shelby.
Dinkle.	Rosser.
Duffey.	Rountree.
Duncan.	Rowland.
Edwards.	Satterwhite.
Estes.	Shearer.
Faubion.	Sims.
Fly.	Smith.
Fugler.	Sneed.
Garrett.	Stephens.
Hall.	Stevenson.
Hanna.	Stewart
Hardin.	of Edwards.
Henderson	Stewart of Reeves
of McLennan.	Sweet of Tarrant.
Henderson	Thomas
of Marion.	of Limestone.
Hendricks.	Thomason.
Hill.	Thompson
Horton.	of Red River.
Johnson	Thorn.
of Wichita.	Thrasher.
Jones.	Veatch.
Kacir.	Wadley.
Kellis.	Walker.
King.	Wallace.
Kveton.	Webb.
Laird.	Wessels.
Lauderdale.	West.
Lawrence.	Westbrook.
Lindsey.	Williams
Looney.	of Montgomery.
McDaniel.	Wright.
McKean.	

	Absent.
Adams.	Laney.
Baldwin.	McFarlane.
Beavens.	Malone.
Binkley.	Pool.
Brown.	Schweppe.
Cox.	Sweet of Brown.
Greer.	Thompson
Harrison.	of Harris.
Johnson of Ellis.	Williams
Lackey.	of McLennan.

	Absent—Excused.
Baker.	Johnson
Brady.	of Gillespie.
Burkett.	Leslie.
Chitwood.	McCord.
Darroch.	Perkins of Lamar.
Grissom.	Seagler.
Harrington.	Swann.
	Teer.

HOUSE BILL NO. 281 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 281, A bill to be entitled "An Act creating the Perryton Independent School District in Ochiltree county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; providing that such district may have its own assessor and collector of taxes and board of equalization; repealing Chapter 94 of the Local and Special Laws passed by the Third Called Session of the Thirty-sixth Legislature, and Chapter 1 of the Local and Special Laws passed by the Fourth Called Session of the Thirty-sixth Legislature, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

	Yeas—108.
Adams.	Bonham.
Aiken.	Branch.
Baker.	Bryant.
Barker.	Burmeister.
Barrett of Bell.	Burns.
Barrett of Fannin.	Carpenter.
Beasley	Childers.
of Hopkins.	Coffee.
Beavens.	Crawford.
Black, O. B.,	Crumpton.
of Bexar.	Cummins.
Black, W. A.,	Curtis.
of Bexar.	

Davis, John E.,	Mott.
of Dallas.	Neblett.
Davis, John,	Owen.
of Dallas.	Patman.
Dinkle.	Perkins
Duffey.	of Cherokee.
Duncan.	Perry.
Edwards.	Pollard.
Estes.	Pope.
Faubion.	Quaid.
Fly.	Quicksall.
Fugler.	Quinn.
Garrett.	Rice.
Hanna.	Rogers of Harris.
Hardin.	Rogers of Shelby.
Henderson	Rosser.
of McLennan.	Rountree.
Henderson	Rowland.
of Marion.	Satterwhite.
Hendricks.	Shearer.
Hill.	Sims.
Horton.	Smith.
Johnson	Sneed.
of Gillespie.	Stephens.
Johnson of Ellis.	Stevenson.
Johnson	Stewart
of Wichita.	of Edwards.
Jones.	Stewart of Reeves.
Kacir.	Sweet of Brown.
Kellis.	Sweet of Tarrant.
Kveton.	Thomas
Laird.	of Limestone.
Lauderdale.	Thomason.
Lawrence.	Thompson
Lindsey.	of Harris.
Looney.	Thompson
McLeod.	of Red River.
Martin.	Thorn.
Marshall.	Thrasher.
Mathes.	Veatch.
Melson.	Wadley.
Menking.	Walker.
Merriman.	Wallace.
Miller of Dallas.	Webb.
Miller of Parker.	Wessels.
Morgan.	West.
Moore.	Westbrook.
Morris of Medina.	Williams
Morris	of Montgomery
of Montague.	Wright.

	Absent.
Baldwin.	Lackey.
Bass.	Laney.
Beasley	McDaniel.
of McCulloch.	McFarlane.
Binkley.	McKean.
Brown.	Malone.
Cox.	Pool.
Greer.	Schweppe.
Hall.	Williams
Harrison.	of McLennan.
King.	
	Absent—Excused.
Brady.	Burkett.

Chitwood.
Darroch.
Grissom.
Harrington.
Leslie.

McCord.
Perkins of Lamar.
Seagler.
Swann.
Teer.

BILL RECOMMENDED.

On motion of Mr. Thomason, Senate bill No. 139 was recommitted to the Committee on Education.

HOUSE BILL NO. 188 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 188, A bill to be entitled "An Act to amend Sections 2, 11, 13, 14, 15, 25 and 30 of Chapter 4 of the Special Laws of the Regular Session of the Thirty-fifth Legislature, entitled 'An Act to create a more efficient road law from Llano county, Texas, and to provide for the appointment of a superintendent of public roads, highways and bridges for Llano county, and to provide his qualifications, terms of office and salary, defining his duties and powers, and providing for punishment for violation of his duties; providing certain duties and powers of the commissioners court of said county, and fixing the compensation of the commissioners for inspecting the roads in their respective precincts; providing for the appointment of road overseers, defining their duties, fixing their compensation for certain labor, and providing for punishment for violation of their duties; providing for persons subject to road duty in Llano county, and persons summoned to work the roads in said county to have the right to be relieved from the discharge of such duties upon the payment of specific sums of money herein stipulated, and providing for the accounting for and disposition to be made of the money so paid, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—108.

Adams.	Black, W. A.,
Aiken.	of Bexar.
Barker.	Bonham.
Barrett of Bell.	Branch.
Barrett of Fannin.	Bryant.
Beasley	Burns.
of Hopkins.	Carpenter.
Beasley	Childers.
of McCulloch.	Coffee.
Heavens.	Cox.
Black, O. B.,	Crawford.
of Bexar.	Cummins.

Curtis.
Davis, John E.,
of Dallas.
Davis, John,
of Dallas.
Duffey.
Duncan.
Edwards.
Estes.
Faubion.
Fly.
Fugler.
Garrett.
Greer.
Hall.
Hanna.
Hardin.
Henderson
of McLennan.
Henderson
of Marion.
Hendricks.
Hill.
Horton.
Johnson
of Gillespie.
Johnson
of Wichita.
Jones.
Kacir.
Kellis.
King.
Kveton.
Lackey.
Laird.
Lauderdale.
Lawrence.
Lindsey.
Looney.
McDaniel.
McKean.
McLeod.
Martin.
Marshall.
Mathes.
Melson.
Menking.
Miller of Dallas.
Miller of Parker.
Morgan.
Moore.
Morris of Medina.

Morris
of Montague.
Mott.
Neblett.
Owen.
Patman.
Perkins
of Cherokee.
Pollard.
Pope.
Quaid.
Quicksall.
Quinn.
Rice.
Rogers of Harris.
Rogers of Shelby.
Rosser.
Rountree.
Schweppe.
Shearer.
Smith.
Sneed.
Stephens.
Stevenson.
Stewart
of Edwards.
Stewart of Reeve..
Sweet of Brown.
Sweet of Tarrant.
Thomas
of Limestone.
Thomason.
Thompson
of Harris.
Thompson
of Red River.
Thorn.
Thrasher.
Veatch.
Wadley.
Walker.
Wallace.
Webb.
Wessels.
West.
Westbrook.
Williams
of McLennan.
Williams
of Montgomery.
Wright.

Absent.

Baldwin.	Laney.
Bass.	McFarlane.
Binkley.	Malone.
Brown.	Merriman.
Burmeister.	Perry.
Crumpton.	Pool.
Dinkle.	Rowland.
Harrison.	Satterwhite
Johnson of Ellis.	Sims.

Absent—Excused.

Baker.	Brady.
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Burkett.
Chitwood.
Darroch.
Grissom.
Harrington.
Leslie.

McCord.
Perkins of Lamar.
Seagler.
Swann.
Teer.

Bonham.
Branch.
Bryant.
Burmeister.
Carpenter.
Childers.
Chitwood.
Coffee.
Cox.
Cummins.
Curtis.
Davis, John E.,
of Dallas.
Davis, John,
of Dallas.
Duffey.
Duncan.
Edwards.
Estes.
Faubion.
Fly.
Fugler.
Garrett.
Greer.
Hall.
Hanna.
Hardin.
Henderson
of McLennan.
Henderson
of Marion.
Hendricks.
Hill.
Horton.
Johnson
of Gillespie.
Johnson of Ellis.
Johnson
of Wichita.
Jones.
Kacir.
Kellis.
Kveton.
Lackey.
Laird.
Lauderdale.
Lawrence.
Lindsey.
Looney.
McDaniel.
McKean.
McLeod.
Martin.
Marshall.
Mathes.
Menking.

Merriman.
Miller of Dallas.
Miller of Parker.
Morgan.
Moore.
Morris of Medina.
Morris
of Montague.
Mott.
Neblett.
Owen.
Patman.
Perkins
of Cherokee.
Perry.
Pollard.
Pope.
Quaid.
Quicksall.
Quinn.
Rice.
Rogers of Harris.
Rogers of Shelby.
Rosser.
Rountree.
Rowland.
Shearer.
Sims.
Smith.
Sneed.
Stephens.
Stevenson.
Stewart
of Edwards.
Stewart of Reeves.
Sweet of Brown.
Sweet of Tarrant.
Thomas
of Limestone.
Thomason.
Thompson
of Harris.
Thompson
of Red River.
Thorn.
Thrasher.
Veatch.
Wadley.
Wessels.
Westbrook.
Williams
of McLennan.
Williams
of Montgomery.
Wright.

HOUSE BILL NO. 284 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 284, A bill to be entitled "An Act creating the Leakey Independent School District in Real county, Texas; providing a board of trustees therefor; vesting it with all the rights, powers and duties of districts incorporated for school purposes only, under the general laws, and declaring an emergency."

The bill was read third time.

On motion of Mr. Stewart of Edwards, the bill was laid on the table subject to call.

HOUSE BILL NO. 289 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

H. B. No. 289, A bill to be entitled "An Act creating the Rowena Independent School District in Runnels county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect; and repealing the act of the Third Called Session of the Thirty-sixth Legislature creating the Rowena Independent School District, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—109.

Adams.	Beasley
Aiken.	of McCulloch.
Barker.	Beavens.
Barrett of Bell.	Binkley.
Barrett of Fannin.	Black, O. B.,
Bass.	of Bexar.
Beasley	Black, W. A.,
of Hopkins.	of Bexar.

Baldwin.
Brown.
Burns.
Crumpton.
Dinkle.
Harrison.
King.
Laney.
McFarlane.

Absent.

Malone.
Melson.
Pool.
Satterwhite.
Schweppe.
Walker.
Wallace.
Webb.
West.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Crawford.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 306 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 306, A bill to be entitled "An Act creating the Hontoon Independent School District in Ochiltree county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—107.

Adams.	Duffey.
Aiken.	Duncan.
Barker.	Edwards.
Barrett of Bell.	Estes.
Barrett of Fannin.	Faubion.
Beasley	Fly.
of Hopkins.	Fugler.
Beasley	Garrett.
of McCulloch.	Greer.
Beavens.	Hall.
Black, O. B.,	Hanna.
of Bexar.	Hardin.
Black, W. A.,	Henderson
of Bexar.	of McLennan.
Bonham.	Henderson
Branch.	of Marion.
Bryant.	Hendricks.
Burmeister.	Hill.
Carpenter.	Horton.
Childers.	Johnson
Coffee.	of Gillespie.
Cox.	Johnson of Ellis.
Crawford.	Johnson
Crompton.	of Wichita.
Cummins.	Jones.
Curtis.	Kacir.
Davis, John E.,	Kellis.
of Dallas.	King.
Davis, John,	Kveton.
of Dallas.	Lackey.

Laird.	Rogers of Shelby.
Lauderdale.	Rosser.
Lawrence.	Rountree.
Lindsey.	Shearer.
McDaniel.	Sims.
McLeod.	Smith.
Malone.	Sneed.
Martin.	Stephens.
Marshall.	Stevenson.
Mathes.	Stewart
Menking.	of Edwards.
Merriman.	Sweet of Brown.
Miller of Dallas.	Sweet of Tarrant.
Miller of Parker.	Thomas
Moore.	of Limestone.
Morris of Medina.	Thomason.
Morris	Thompson
of Montague.	of Red River.
Mott.	Thorn.
Neblett.	Thrasher.
Owen.	Veatch.
Patman.	Wadley.
Perkins	Walker.
of Cherokee.	Wallace.
Perry.	Wessels.
Pollard.	Westbrook.
Pool.	Williams
Quaid.	of McLennan.
Quicksall.	Williams
Quinn.	of Montgomery.
Rice.	Wright.
Rogers of Harris.	

Absent.

Baldwin.	Melson.
Bass.	Morgan.
Binkley.	Pope.
Brown.	Rowland.
Burns.	Satterwhite.
Dinkle.	Schweppe.
Harrison.	Stewart of Reeves.
Laney.	Thompson
Looney.	of Harris.
McFarlane.	Webb.
McKean.	West.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 307 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 307, A bill to be entitled "An Act creating the Booker Independent School District out of territory in Lipscomb county, Texas; defining its boundaries, fixing the number of trustees, providing for their election in accordance with the general laws of towns.

and villages incorporated for school purposes, and fixing their powers and duties, and providing for the election of the first trustees after this act becomes effective; authorizing the trustees to levy and collect a maintenance tax and to issue bonds for building purposes, and to levy, assess and collect a bond tax; providing for elections upon bond and tax propositions and for notice of such elections; prescribing the qualifications of voters at such elections, the form of ballot and for making returns; providing for the appointment of an assessor and collector of taxes, and fixing his powers, duties, bond and compensation; providing for the collection of delinquent taxes, and for the assessment and collection of taxes by the county assessor and collector; applying the general laws when a matter is not expressly provided for, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—112.

Adams.	Fly.
Aiken.	Fugler.
Barker.	Garrett.
Barrett of Bell.	Greer.
Barrett of Fannin.	Hall.
Bass.	Hanna.
Beasley	Hardin.
of Hopkins.	Harrison.
Beavens.	Henderson
Binkley.	of McLennan.
Black, O. B.,	Henderson
of Bexar.	of Marion.
Black, W. A.,	Horton.
of Bexar.	Johnson
Bonham.	of Gillespie.
Branch.	Johnson of Ellis.
Brown.	Johnson
Bryant.	of Wichita.
Burmeister.	Jones.
Burns.	Kacir.
Carpenter.	Kellis.
Childers.	King.
Coffee.	Kveton.
Cox.	Lackey.
Crawford.	Laird.
Crumpton.	Lauderdale.
Cummins.	Lawrence.
Curtis.	Lindsey.
Davis, John E.,	McDaniel.
of Dallas.	McKean.
Davis, John,	McLeod.
of Dallas.	Malone.
Dinkle.	Martin.
Duffey.	Marshall.
Duncan.	Mathes.
Estes.	Melson.
Faubion.	Menking.

Merriman.	Sims.
Miller of Dallas.	Smith.
Morgan.	Sneed.
Moore.	Stephens.
Morris of Medina.	Stevenson.
Morris	Stewart
of Montague.	of Edwards.
Mott.	Stewart of Reeves.
Neblett.	Sweet of Brown.
Owen.	Sweet of Tarrant.
Patman.	Thomas
Perkins	of Limestone.
of Cherokee.	Thomason.
Perry.	Thompson
Pollard.	of Red River.
Pope.	Thrasher.
Quaid.	Veatch.
Quicksall.	Wadley.
Quinn.	Walker.
Rice.	Wallace.
Rogers of Harris.	West.
Rogers of Shelby.	Westbrook.
Rosser.	Williams
Rountree.	of McLennan.
Rowland.	Williams
Satterwhite.	of Montgomery.
Shearer.	Wright.

Absent.

Baldwin.	Miller of Parker.
Beasley	Pool.
of McCulloch.	Schweppe.
Edwards.	Thompson
Hendricks.	of Harris.
Hill.	Thorn.
Laney.	Webb.
Looney.	Wessels.
McFarlane.	

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 330 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 330, A bill to be entitled "An Act creating the Laneville Independent School District of Rusk county; defining its boundaries; vesting it with the rights, powers, duties and privileges of districts incorporated for school purposes only under the general laws; providing for a board of trustees therefor, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—111.

Aiken.	Lawrence.
Baldwin.	Lindsey.
Barker.	McDaniel.
Barrett of Bell.	McKean.
Barrett of Fannin.	McLeod.
Bass.	Martin.
Beasley	Marshall.
of Hopkins.	Mathes.
Beavens.	Melson.
Binkley.	Menking.
Black, O. B.,	Merriman.
of Bexar.	Miller of Dallas.
Black, W. A.,	Morgan.
of Bexar.	Moore.
Bonham.	Morris of Medina.
Branch.	Morris
Brown.	of Montague.
Bryant.	Mott.
Burmeister.	Neblett.
Burns.	Owen.
Carpenter.	Patman.
Childers.	Perkins
Coffee.	of Cherokee.
Cox.	Pollard.
Crawford.	Pool.
Crumpton.	Pope.
Cummins.	Quaid.
Curtis.	Quicksall.
Davis, John E.,	Quinn.
of Dallas.	Rice.
Davis, John,	Rogers of Harris.
of Dallas.	Rogers of Shelby.
Dinkle.	Rosser.
Duffey.	Rountree.
Duncan.	Rowland.
Estes.	Satterwhite.
Faubion.	Shearer.
Fly.	Sims.
Fugler.	Sneed.
Greer.	Stevenson.
Hall.	Stewart
Hanna.	of Edwards.
Hardin.	Stewart of Reeves.
Harrison.	Sweet of Brown.
Henderson	Sweet of Tarrant.
of McLennan.	Thomas
Henderson	of Limestone.
of Marion.	Thomason.
Hendricks.	Thompson
Hill.	of Red River.
Horton.	Thorn.
Johnson	Thrasher.
of Gillespie.	Veatch.
Johnson of Ellis.	Wadley.
Johnson	Walker.
of Wichita.	Wallace.
Jones.	Webb.
Kacir.	West.
Kellis.	Westbrook.
King.	Williams
Kveton.	of McLennan.
Lackey.	Williams
Laird.	of Montgomery.
Lauderdale.	

Absent.

Adams.	Miller of Parker.
Beasley	Perry.
of McCulloch.	Schweppe.
Edwards.	Smith.
Garrett.	Stephens.
Laney.	Thompson
Looney.	of Harris.
McFarlane.	Wessels.
Malone.	Wright.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 357 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 357, A bill to be entitled "An Act to amend Section 12 of Chapter 95 of the Local and Special Laws of the State of Texas passed at the Regular Session of the Thirty-third Legislature, which was an act to create a road system for Navarro county, Texas, so as to more particularly define the membership of the boards of permanent road commissioners for road districts created in Navarro county, Texas."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—115.

Aiken.	Childers.
Baldwin.	Cox.
Barker.	Crawford.
Barrett of Bell.	Crumpton.
Barrett of Fannin.	Cummins.
Beasley	Curtis.
of Hopkins.	Davis, John E.,
Beasley	of Dallas.
of McCulloch.	Davis, John,
Beavens.	of Dallas.
Binkley.	Dinkle.
Black, O. B.,	Duffey.
of Bexar.	Duncan.
Black, W. A.,	Estes.
of Bexar.	Faubion.
Bonham.	Fly.
Branch.	Fugler.
Brown.	Garrett.
Bryant.	Greer.
Burmeister.	Hall.
Burns.	Hanna.
Carpenter.	Hardin.

Harrison.	Pool.
Henderson	Pope.
of McLennan.	Quaid.
Henderson	Quicksall.
of Marion.	Quinn.
Hendricks.	Rice.
Hill.	Rogers of Harris.
Horton.	Rogers of Shelby.
Johnson of Ellis.	Rosser.
Johnson	Rountree.
of Wichita.	Rowland.
Jones.	Shearer.
Kacir.	Sims.
Kellis.	Smith.
Kveton.	Sneed.
Lackey.	Stephens.
Laird.	Stevenson.
Lauderdale.	Stewart
Lawrence.	of Edwards.
Lindsey.	Stewart of Reeves.
McDaniel.	Sweet of Brown.
McKean.	Sweet of Tarrant.
McLeod.	Thomas
Malone.	of Limestone.
Martin.	Thomason.
Marshall.	Thompson
Mathes.	of Harris.
Menking.	Thompson
Merriman.	of Red River.
Miller of Dallas.	Thorn.
Miller of Parker.	Thrasher.
Morgan.	Veatch.
Moore.	Wadley.
Morris of Medina.	Wallace.
Morris	Webb.
of Montague.	Wessels.
Mott.	West.
Neblett.	Westbrook.
Owen.	Williams
Patman.	of McLennan.
Perkins	Williams
of Cherokee.	of Montgomery.
Perry.	Wright.
Pollard.	

Absent.

Adams.	Laney.
Bass.	Looney.
Coffee.	McFarlane.
Edwards.	Melson.
Johnson	Satterwhite.
of Gillespie.	Schweppé.
King.	Walker.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 358 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 358, A bill to be entitled "An Act to reorganize the Sixty-third and Eighty-third Judicial Districts of the State of Texas, and to prescribe the time and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and process from such courts to such changes; and to make all process issued or served before this act takes effect, including recognizances and bonds returnable to the terms of the courts in the several districts as herein fixed, and to validate process, and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—114.

Adams.	Hall.
Aiken.	Hanna.
Baldwin.	Hardin.
Barker.	Harrison.
Barrett of Bell.	Henderson
Barrett of Fannin.	of McLennan.
Bas.	Henderson
Beasley	of Marion.
of Hopkins.	Hill.
Beasley	Horton.
of McCulloch.	Johnson
Black, O. B.,	of Gillespie.
of Bexar.	Johnson of Ellis.
Black, W. A.,	Johnson
of Bexar.	of Wichita.
Bonham.	Jones.
Branch.	Kacir.
Brown.	Kellis.
Bryant.	King.
Burmeister.	Kveton.
Burns.	Lackey.
Carpenter.	Laird.
Childers.	Lauderdale.
Cox.	Lawrence.
Crawford.	Lindsey.
Crumpton.	McDaniel.
Cummins.	McKean.
Curtis.	McLeod.
Davis, John E.,	Malone.
of Dallas.	Martin.
Davis, John,	Marshall.
of Dallas.	Mathes.
Dinkle.	Melson.
Duffey.	Menking.
Duncan.	Merriman.
Estes.	Miller of Dallas.
Faubion.	Miller of Parker.
Fly.	Morgan.
Fugler.	Moore.
Garrett.	Morris of Medina.
Greer.	

Morris	Stevenson.
of Montague.	Stewart
Mott.	of Edwards.
Neblett.	Stewart of Reeves.
Owen.	Sweet of Brown.
Patman.	Sweet of Tarrant.
Perkins	Thomas
of Cherokee.	of Limestone.
Perry.	Thomason.
Pollard.	Thompson
Pool.	of Harris.
Pope.	Thompson
Quaid.	of Red River.
Quicksall.	Thorn.
Quinn.	Thrasher.
Rice.	Veatch.
Rogers of Harris.	Wallace.
Rogers of Shelby.	Webb.
Rosser.	West.
Rountree.	Westbrook.
Satterwhite.	Williams
Shearer.	of McLennan.
Sims.	Williams
Sneed.	of Montgomery.
Stephens.	Wright.

Absent.

Beavens.	McFarlane.
Binkley.	Rowland.
Coffee.	Schweppe.
Edwards.	Smith.
Hendricks.	Wadley.
Laney.	Walker.
Looney.	Wessels.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 363 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 363, A bill to be entitled "An Act to create a more efficient and better road system for Brazos county, Texas; making county commissioners ex-officio road commissioners of their respective districts; prescribing their duties of road overseers; providing a compensation of \$2 per day for overseers for each day's service per year in excess of five days; providing certain duties for county treasurer; providing for summoning of persons liable for road duty; providing that any person liable for road duty any year shall be exempt upon the payment of \$6 into the county treasury; providing for

money payment in lieu of work after summons and before date of work; providing for the condemning of any land necessary for road purposes; providing this act is cumulative of the general laws, and fixing penalties, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—106.

Aiken.	Johnson of Ellis.
Baldwin.	Johnson
Barker.	of Wichita.
Barrett of Bell.	Jones.
Barrett of Fannin.	Kacir.
Bass.	Kveton.
Beasley	Lackey.
of Hopkins.	Laird.
Beasley	Lauderdale.
of McCulloch.	Lawrence.
Beavens.	Lindsey.
Black, O. B.,	Looney.
of Bexar.	McDaniel.
Black, W. A.,	McKean.
of Bexar.	McLeod.
Bonham.	Malone.
Branch.	Martin.
Brown.	Marshall.
Bryant.	Menking.
Burmeister.	Merriman.
Burns.	Miller of Dallas.
Carpenter.	Miller of Parker.
Childers.	Morgan.
Cox.	Moore.
Crawford.	Morris of Medina.
Crumpton.	Morris
Cummins.	of Montague.
Curtis.	Mott.
Davis, John E.,	Neblett.
of Dallas.	Owen.
Davis, John,	Patman.
of Dallas.	Perkins
Dinkle.	of Cherokee.
Duffey.	Perry.
Duncan.	Pollard.
Estes.	Pool.
Faubion.	Pope.
Fly.	Quicksall.
Fugler.	Quinn.
Garrett.	Rice.
Greer.	Rogers of Harris.
Hall.	Rogers of Shelby.
Hanna.	Rosser.
Hardin.	Rountree.
Harrison.	Rowland.
Henderson	Satterwhite.
of McLennan.	Shearer.
Henderson	Smith.
of Marion.	Sneed.
Hill.	Stephens.
Horton.	Stevenson.
Johnson	Sweet of Tarrant.
of Gillespie.	

Thomas of Limestone.	Wallace.
Thomason.	Webb.
Thompson.	West.
of Red River.	Westbrook.
Thorn.	Williams
Thrasher.	of McLennan.
Veatch.	Williams
Walker.	of Montgomery.

Absent.

Adams.	Schweppe.
Binkley.	Sims.
Coffee.	Stewart
Edwards.	of Edwards.
Hendricks.	Stewart of Reeves.
Kellis.	Sweet of Brown.
King.	Thompson
Laney.	of Harris.
McFarlane.	Wadley.
Mathes.	Wessels.
Melson.	Wright.
Quaid.	

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 371 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 371, A bill to be entitled "An Act to create and establish the county of Kenedy out of territory taken from the existing counties of Cameron and Hidalgo; prescribing its area and boundaries; appointing commissioners to organize said county and prescribing their duties; providing for a division of said county into commissioners' and justices' precincts; providing for the holding of county and precinct elections for the election of county and precinct officers, and for the location of the county seat of said county; providing for the attaching of said county to the judicial, representative, senatorial and congressional districts, and supreme judicial districts; providing for the assessment and collection of taxes for the defraying of the expenses of organizing said county and for the payment of the proportion of the liabilities of the counties of Cameron and Hidalgo, chargeable, respectively, on the territory taken from them; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—108.

Adams.	Lawrence.
Aiken.	Looney.
Baldwin.	McDaniel.
Barker.	McKean.
Barrett of Bell.	McLeod.
Barrett of Fannin.	Malone.
Bass.	Martin.
Beasley	Marshall.
of Hopkins.	Mathes.
Beasley	Melson.
of McCulloch.	Menking.
Beavens.	Merriman.
Black, O. B.,	Miller of Dallas.
of Bexar.	Miller of Parker.
Black, W. A.,	Moore.
of Bexar.	Morris of Medina.
Brown.	Morris
Bryant.	of Montague.
Burmeister.	Mott.
Burns.	Neblett.
Carpenter.	Owen.
Childers.	Patman.
Cox.	Perkins
Crawford.	of Cherokee.
Crumpton.	Perry.
Cummins.	Pollard.
Curtis.	Pool.
Davis, John E.,	Pope.
of Dallas.	Quicksall.
Davis, John,	Quinn.
of Dallas.	Rice.
Dinkle.	Rogers of Harris.
Duffey.	Rogers of Shelby.
Duncan.	Rosser.
Estes.	Rountree.
Faubion.	Rowland.
Fly.	Shearer.
Fugler.	Smith.
Garrett.	Sneed.
Greer.	Stephens.
Hall.	Stevenson.
Hanna.	Stewart
Hardin.	of Edwards.
Harrison.	Sweet of Tarrant.
Henderson	Thomas
of McLennan.	of Limestone.
Henderson	Thomason.
of Marion.	Thompson
Hill.	of Harris.
Horton.	Thompson
Johnson	of Red River.
of Gillespie.	Thorn.
Johnson of Ellis.	Thrasher.
Johnson	Veatch.
of Wichita.	Wadley.
Kacir.	Walker.
King.	Wallace.
Kveton.	Wessels.
Lackey.	Westbrook.
Laird.	Williams
Lauderdale.	of McLennan.

Williams Wright.
of Montgomery.

Nays—1.

Branch.

Absent.

Binkley.	Morgan.
Bonham.	Quaid.
Coffee.	Satterwhite.
Edwards.	Schweppe.
Hendricks.	Sims.
Jones.	Stewart of Reeves.
Kellis.	Sweet of Brown.
Laney.	Webb.
Lindsey.	West.
McFarlane.	

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

HOUSE BILL NO. 435 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 435, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 10 of the Acts of the Second Called Session of the Thirty-sixth Legislature, relating to the inspection of hiles and animals by striking therefrom the word 'Webb' so as to include Webb among the counties subject to the provisions of Chapter 7, Title 125, of the Revised Civil Statutes of 1911, relating to regulations for the protection of stock raisers in certain localities and declaring an emergency."

The bill was read second time and was passed to engrossment.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 18, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 142, A bill to be entitled "An Act to amend Title 3 of the Revised Civil Statutes of the State of Texas, 1911, entitled 'Aliens,' relating to the rights, powers and disabilities of aliens and of certain companies, as-

sociations and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein, requiring reports of certain property holdings to facilitate the enforcement of this act, prescribing penalties for the violation of the provisions hereof, and repealing all acts or parts inconsistent or in conflict herewith, and declaring an emergency."

Respectfully,

A. W. HOLT,
Assistant Secretary of the Senate.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 170, "An Act to incorporate the Hebbbronville Independent School District, Jim Hogg county, Texas, placing the said independent school district under the general statutes governing school districts incorporated for school purposes only, under the general laws of Texas; providing for a board of trustees therefor; providing for the assumption and refunding by the said Hebbbronville Independent School District as herein defined of the bonded and other indebtedness of Common School District No. 1 of Jim Hogg county, Texas; providing for the payment by the Hebbbronville Independent School District of the pro rata share of the bonded indebtedness of the Benavides Independent School District and validating said obligation; providing for commissioners to fix said pro rata share of said bond indebtedness; and expenses of said commissioners; repealing all laws in so far as they might conflict herewith, and creating an emergency."

S. B. No. 128, "An Act abolishing the office of Dairy and Food Commissioner of this State, and conferring the authority, powers, duties, functions, rights and liabilities of said commissioner upon the State Health Officer of the State; abolishing the Dairy and Food Department of this State and providing that the duties and functions of said department shall hereafter vest in the State Health Officer of this State, making available to the State Health Officer all appropriations heretofore made for the Dairy and Food Commissioner or the Dairy and Food Department, or the Pure Food and Drug Department of this State, to be used by said State Health Officer in the performance and exercise of the duties, authority, pow-

ers and functions herein transferred; authorizing the State Health Officer to dispense with any employe not needed after the consolidation herein authorized, and rearrange the work and duties of the office to avoid duplication of work, and declaring an emergency."

SENATE BILL NO. 45 ON FINAL PASSAGE.

The Speaker laid before the House, as unfinished business, on its final passage,

S. B. No. 45. A bill to be entitled "An Act repealing Article 7380, Title 126, Chapter 2, Revised Civil Statutes, 1911, providing for the payment of an occupation tax by individuals, companies, corporations and associations in this State selling pistols, and declaring an emergency."

The bill having heretofore been read second time.

Mr. Martin offered the following amendment to the bill:

Amend Senate bill No. 45 by changing the period in line 29 to a comma, and add these words: "and that the provisions of this act shall not be effective until on and after January the 1st, 1923."

Mr. Lackey moved the previous question on the amendment and the bill, and the main question was ordered.

Mr. Burmeister moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate bill No. 45, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Question first recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—25.

Baldwin.	Martin.
Barrett of Bell.	Morris of Medina.
Bonham.	Morris
Burns.	of Montague.
Coffee.	Patman.
Crawford.	Perkins
Crumpton.	of Cherokee.
Estes.	Rice.
Garrett.	Rogers of Shelby.
Hill.	Stewart
Lawrence.	of Edwards.
McLeod.	Stewart of Reeves.

Sweet of Brown. Thorn.
Thompson Wadley.
of Red River.

Nays—85.

Aiken.	Lackey.
Barker.	Laird.
Bass.	Lauderdale.
Beasley	Lindsey.
of Hopkins.	McDaniel.
Beavens.	McKean.
Binkley.	Marshall.
Black, O. B.,	Mathes.
of Bexar.	Melson.
Black, W. A.,	Menking.
of Bexar.	Merriman.
Branch.	Miller of Dallas.
Brown.	Miller of Parker.
Bryant.	Morgan.
Burmeister.	Moore.
Carpenter.	Mott.
Childers.	Neblett.
Cox.	Owen.
Cummins.	Perry.
Curtis.	Pollard.
Davis, John E.,	Pool.
of Dallas.	Pope.
Davis, John,	Quaid.
of Dallas.	Quicksall.
Dinkle.	Quinn.
Duffey.	Rogers of Harris.
Duncan.	Rosser.
Edwards.	Rowland.
Faubion.	Shearer.
Fly.	Smith.
Fugler.	Sneed.
Greer.	Stephens.
Hanna.	Stevenson.
Hardin.	Sweet of Tarrant.
Harrison.	Thomas
Henderson	of Limestone.
of McLennan.	Thomason.
Henderson	Thompson
of Marion.	of Harris.
Horton.	Thrasher.
Johnson	Walker.
of Gillespie.	Webb.
Johnson of Ellis.	Wessels.
Johnson	Westbrook.
of Wichita.	Williams
Jones.	of McLennan.
Kacir.	Williams
Kellis.	of Montgomery.
Kveton.	Wright.

Present—Not Voting.

Hall.	Malone.
Looney.	West.

Absent.

Adams.	McFarlane.
Barrett of Fannin.	Rountree.
Beasley	Satterwhite.
of McCulloch.	Schweppe.
Hendricks.	Sims.
King.	Veatch.
Laney.	Wallace.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

Question next recurring on the final passage of the bill, yeas and nays were demanded.

Senate bill No. 45 was passed by the following vote:

Yeas—81.

Aiken.	Laird.
Barker.	Lauderdale.
Bass.	Lindsey.
Beasley	McDaniel.
of Hopkins.	McKean.
Beavens.	Malone.
Binkley.	Marshall.
Black, O. B.,	Mathes.
of Bexar.	Menking.
Black, W. A.,	Merriman.
of Bexar.	Miller of Dallas.
Branch.	Miller of Parker.
Brown.	Morgan.
Bryant.	Mott.
Burmeister.	Neblett.
Carpenter.	Owen.
Childers.	Perry.
Cox.	Pollard.
Cummins.	Pool.
Curtis.	Pope.
Davis, John E.,	Quaid.
of Dallas.	Quicksall.
Davis, John,	Quinn.
of Dallas.	Rogers of Harris.
Dinkle.	Rosser.
Duffey.	Rowland.
Duncan.	Shearer.
Edwards.	Sneed.
Faubion.	Stevenson.
Fugler.	Sweet of Tarrant.
Greer.	Thomas
Hanna.	of Limestone.
Hardin.	Thomason.
Harrison.	Thompson
Henderson	of Harris.
of Marion.	Thrasher.
Horton.	Wadley.
Johnson	Walker.
of Gillespie.	Webb.
Johnson of Ellis.	Wessels.
Johnson	Westbrook.
of Wichita.	Williams
Jones.	of McLennan.
Kacir.	Williams
Kellis.	of Montgomery.
Kveton.	Wright.
Lackey.	

Nays—27.

Baldwin.	Morris of Medina.
Barrett of Bell.	Morris
Bonham.	of Montague.
Burns.	Patman.
Coffee.	Perkins
Crawford.	of Cherokee.
Crumpton.	Rice.
Estes.	Rogers of Shelby.
Garrett.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart of Reeves.
Hill.	Sweet of Brown.
Lawrence.	Thompson
McLeod.	of Red River.
Martin.	Thorn.
Moore.	Veatch.

Present—Not Voting.

Fly.	Melson.
Hall.	Stephens.
Looney.	West.

Absent.

Adams.	McFarlane.
Barrett of Fannin.	Rountree.
Beasley	Satterwhite.
of McCulloch.	Schweppe.
Hendricks.	Sims.
King.	Smith.
Laney.	Wallace.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

Mr. Burmeister moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

RECESS.

Mr. Edwards moved that the House recess until 3 o'clock p. m. today.

Mr. West moved that the House recess until 2:30 o'clock p. m. today.

The motion of Mr. West prevailed, and the House accordingly, at 12:50 o'clock p. m., took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m., and was called to order by Speaker Thomas.

SENATE BILL NO. 55 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage.

S. B. No. 55, A bill to be entitled "An Act to amend Article 1551, Chapter 9, Title 31, of the Revised Civil Statutes of Texas, 1911, and also to amend Article 1627, Title 32, Chapter 9, Revised Civil Statutes of Texas, 1911, so as to provide, in substance, that when the judgment of the lower court is affirmed or reversed and rendered, that the Court of Civil Appeals or the Supreme Court in which said suit is pending, shall at the same time render judgments against the party appealing, together with the sureties on the appeal, or supersedeas bond for the amount of the judgment so rendered, and providing that the said court shall make such disposition as to costs as may be deemed proper; to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber.

Austin, Texas, February 18, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 136, A bill to be entitled "An Act to amend Sections 1, 2, 3, 4, 5, 6 and 7, of Chapter 7, of the General Laws of the Regular Session of the Thirty-third Legislature, approved February 11, 1913; providing for the suspension of sentence in certain cases of conviction of a felony for first offense, upon recommendation of the jury; for the submission of the issue to the jury by the court; to provide the duration of the suspension of sentence: for pronouncing sentence after suspension thereof in case of final conviction of the defendant of any other felony or of the crime of theft of property of the value of under fifty dollars or of embezzlement of property of the value of under fifty dollars; for the cumulation of punishment in such cases; for the granting of a new trial after suspension; the dismissal of the case in certain events after suspension; to repeal all laws and parts of laws in conflict

herewith, and providing for an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

SENATE BILL NO. 63 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 63, A bill to be entitled "An Act to amend Article 4703 of Chapter 1, Title 70, and Article 5686, Chapter 2, Title 87, of the Revised Statutes of Texas of 1911, relating to survival of causes of action for personal injuries and injuries resulting in death, and providing for the survival of causes of action for injuries resulting in death where the tort-feasor dies before suit is instituted, and declaring an emergency."

The bill was read third time.

Mr. Johnson of Wichita offered the following amendment to the bill:

Amend Senate bill No. 63, lines 32, 33 and 34, by striking out after the word "suit" in line 32 the words "or if the person or persons against whom such suit might have been instituted, if alive, die before the suit is instituted."

On motion of Mr. O. B. Black of Bexar, the amendment was tabled.

Mr. Williams of McLennan moved the previous question on the passage of the bill, and the main question was ordered.

Senate bill No. 63 was then passed.

Mr. Fly moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

BILL RE-REFERRED.

On motion of Mr. John Davis of Dallas, House bill No. 483 was withdrawn from the Committee on Common Carriers and referred to the Judiciary Committee.

SENATE JOINT RESOLUTION NO. 4
ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. J. R. No. 4, Amending Sections 5 and 21 and 22 and 23 of Article IV of the Constitution of the State of Texas relating to the compensation of the executive officers of said State.

The resolution was read second time.

Mr. Stephens offered the following amendment to the resolution:

Amend S. J. R. No. 4, page 2, Sec-

tion 23, line 18, by striking out "two years" and insert in lieu thereof "four years."

The amendment was lost.

Mr. Stephens offered the following amendment to the resolution:

Amend S. J. R. No. 4, page 2, Section 23, line 18, by striking out "two years" and insert therefor "four years."

The amendment was lost.

Mr. Stephens offered the following amendment to the bill:

Amend S. J. R. No. 4, page 2, Section 22, line 1, by striking out "two years" and insert therefor "four years."

The amendment was lost.

Mr. Curtis offered the following amendment to the resolution:

Amend joint resolution No. 4, Section 1, page 2, line 14, by striking out the words "eight thousand dollars" and insert "sixty-five hundred dollars."

The amendment was adopted.

Mr. Curtis moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

Mr. Quinn offered the following amendment to the resolution:

Amend S. J. R. No. 4, page 2, by striking out all after the word "general," line 1, down to and including the word "he" in line 2.

On motion of Mr. O. B. Black of Bexar, the amendment was tabled.

Mr. Lawrence offered the following amendment to the resolution:

Amend S. J. R. No. 4 by striking out Sections 22 and 23.

The amendment was lost.

Mr. Marshall offered the following amendment to the resolution:

Amend S. J. R. No. 4 by striking out the words and figures "the fourth Saturday in July, 1921," in lines 27 and 28, page 2, and insert in lieu thereof the figures and words as follows: "August 27, 1921."

Mr. Fugler moved the previous question on the pending amendment and the resolution, and the main question was ordered.

Mr. Mott moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider prevailed.

Question recurring on the motion for the previous question, it was lost.

Question recurring on the amendment, it was adopted.

Mr. Moore moved to lay the resolution on the table subject to call.

Mr. Thompson of Red River moved to

postpone further consideration of the resolution indefinitely.

Question first recurring on the motion to indefinitely postpone, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—27.

Adams.	McDaniel.
Aiken.	Martin.
Baldwin.	Melson.
Binkley.	Rice.
Bonham.	Rosser.
Burns.	Stewart
Davis, John E.,	of Edwards.
of Dallas.	Stewart of Reeves.
Duffey.	Sweet of Brown.
Edwards.	Thompson
Faubion.	of Red River.
Hardin.	Wallace.
Harrison.	Webb.
King.	Wessels.
Looney.	

Nays—82.

Barker.	Lawrence.
Beasley	Lindsey.
of Hopkins.	McKean.
Beavens.	McLeod.
Black, O. B.,	Malone.
of Bexar.	Marshall.
Branch.	Mathes.
Bryant.	Menking.
Burmeister.	Merriman.
Carpenter.	Miller of Dallas.
Childers.	Miller of Parker.
Coffee.	Moore.
Cox.	Morris
Crawford.	of Montague.
Cummins.	Mott.
Curtis.	Neblett.
Davis, John,	Owen.
of Dallas.	Patman.
Duncan.	Perkins
Fly.	of Cherokee.
Fugler.	Perry.
Garrett.	Pollard.
Greer.	Pool.
Hall.	Pope.
Hanna.	Quaid.
Henderson	Quinn.
of Marion.	Rogers of Harris.
Hendricks.	Rogers of Shelby.
Hill.	Rountree.
Horton.	Rowland.
Johnson	Shearer.
of Gillespie.	Sims.
Johnson	Sneed.
of Wichita.	Stephens.
Jones.	Stevenson.
Kacir.	Sweet of Tarrant.
Kellis.	Thomas
Kveton.	of Limestone.
Lackey.	Thomason.
Laird.	Thompson
Lauderdale.	of Harris.

Thorn.	Williams
Thrasher.	of McLennan.
Walker.	Williams
West.	of Montgomery
Westbrook.	Wright.

Present—Not Voting.

Crumpton.	Veatch.
Quicksall.	

Absent.

Barrett of Bell.	Henderson
Barrett of Fannin.	of McLennan.
Bass.	Johnson of Ellis.
Beasley	Laney.
of McCulloch.	McFarlane.
Black, W. A.,	Morgan.
of Bexar.	Morris of Medina.
Brown.	Satterwhite.
Dinkle.	Schweppe.
Estes.	Smith.
	Wadley.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

Question next recurring on the motion to lay the resolution on the table subject to call, it prevailed.

SENATE BILL NO. 27 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 27, A bill to be entitled "An Act to amend Section 1 of Chapter 16, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, as amended by Chapter 58, being an act of the Regular Session of the Thirty-fifth Legislature, 1917, relating to the creation of a juvenile board within certain counties of this State and prescribing the duties and powers of such board, including the appointment by it of probation officers, and providing for the payment of compensation of such officers, and allowing the said district judges an additional salary to be paid out of the general fund of such county, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 28 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to third reading,

S. B. No. 28, A bill to be entitled "An Act to amend Article 5436 of Chapter 9, Title 79, of the Revised Civil Statutes of 1911, of the State of Texas, relating to the sale of public free school and asylum lands, so as to provide for the sale of such lands by the purchaser or any vendee thereof, either in whole tracts or such portions thereof as such purchaser or vendee may desire; and to further provide that the vendee of such lands may be substituted as, and become the purchaser thereof, direct from the State, and that he shall, as to such land, become subject to all of the obligations and penalties imposed by law upon the original purchaser of such land, and to repeal all laws and parts of laws in conflict therewith, and declaring an emergency."

The bill was read second time.

Mr. Jones offered the following (committee) amendment to the bill:

Amend Senate bill No. 28 by striking out all after the enacting clause and insert the following:

Section 1. Section 9 of Chapter 163, approved April 3, 1919, shall be so amended as to hereafter read as follows:

Section 9. Article 5435 of the Revised Civil Statutes of 1911, shall be so amended as to hereafter read as follows:

Article 5435. Owners of public free school land and asylum land heretofore or hereafter purchased from the State may sell their land or a definite portion of same in any size tract. A vendee through personal transfer heretofore or hereafter executed for a whole survey and a vendee through personal transfer heretofore or hereafter executed for a whole portion of a survey that was purchased from the State as a whole, shall have the right to become a substitute purchaser direct from the State in the manner provided herein. With the approval of the Commissioner of the General Land Office a vendee through personal transfer heretofore or hereafter executed for a portion of a survey that was purchased from the State as a whole and a vendee through personal transfer heretofore or hereafter executed for a portion of a survey that was purchased from the State in a quantity less than the whole survey, may become a substitute purchaser direct from the State in the manner provided herein; also, one who claims title, heretofore or hereafter originating through a source other than by personal transfer to a definite portion of a survey less than the whole

as it was purchased from the State may, with said approval, have such definite portion divided on the records of the General Land Office from the original purchase in the manner provided herein. Vendees who hold title through personal transfers and have the right to become purchasers direct from the State may be substituted on the records of said office for the original purchaser and thereby become a purchaser direct from the State by filing in said office a complete and valid chain of title through personal transfers which have been duly executed and recorded in the county or counties in which the land or a part thereof is situated or in the county to which such county or counties may be attached for judicial purposes, and pay the lawful fees. When said papers have been filed in said office the substituted purchaser shall have his portion of land separated from the other portion, if any, on the records of the General Land Office and thereby he shall assume and become liable to the State for all unpaid principal and interest due and to become due the State for the land conveyed in the deeds so filed, together with all obligations and penalties attaching to the original purchase the same as was the original purchaser. The obligation of the original purchaser and the obligation of all vendors of such substituted purchaser shall be enforceable against the substituted purchaser the same as if he were the original purchaser from the State and the obligation of the vendor or vendors of the substituted purchaser shall be deemed cancelled. One who claims title to a definite portion of a survey through a source other than by personal transfer may, with the approval above provided, have that portion of land so claimed separated from the other portion of the survey upon the records of the said office by filing therein such evidence of claim as may be required by the said commissioner and pay the lawful fees for the papers filed as evidence of the claim or right to a separation of such area. When a separation of the land has been made upon the records of the General Land Office in either manner provided for herein, that portion so separated shall be charged and credited with its pro rata part of the principal and interest due and paid to the first day of the November preceding the date of the filing of the transfers or other papers. If in any of the preceding conditions the land that is desired to be separated from another portion should not be suffi-

ciently designated by metes and bounds in the papers offered for filing for the purpose of certainty in identification the said commissioner shall require that proper field notes accompany the papers before he shall be required to file them and separate the land. If an owner or claimant of any land included in this act, which ownership or claim is shown on the records of said office should desire a patent upon a portion thereof less than the whole such owner or claimant may, with the approval of said commissioner, file field notes with lawful filing fee for that portion on which patent is desired and obtain a patent therefor when the land is fully paid for with all lawful fees. If the ownership should be evidenced by personal transfers the patent shall be issued to such owner and his assigns. If the claimant claims title through other evidence than by personal transfer, the patent shall be issued in the name of the person and his assigns that holds title by original purchase or in the name of the person and his assigns who appears on said records to hold title through the last personal transfer. If in any case a patent should be issued in the name of one other than the legal owner such patent and the rights granted therein shall inure to the benefit of the legal owner. If, in any case, land has been heretofore or hereafter purchased from the State on condition of residence no patent shall be issued until proper proof of such residence has been filed. In case the three years residence on the land should not have been completed before the date of the signing of the deed by the vendor, the vendee shall be in good faith an actual bona fide settler on the land on that date and shall continue to reside upon the land until his residence with that of the vendor or vendors shall aggregate the required three consecutive years continuous residence from the date of the original purchase. Every vendee before the completion of the required residence by his vendor shall file in the General Land Office an application, affidavit and obligation the same as is required of an original purchaser, together with the partial proof of his vendor's continuous residence to the date of the deed of transfer. When the required three years continuous residence has been heretofore or hereafter completed upon any land included in this act and proof of that fact, satisfactorily to the commissioner, has been heretofore or may be hereafter filed in the General Land Office, the commissioner shall issue

a certificate of its sufficiency upon the payment of the lawful fees. The said certificate may be recorded in the deed records of the proper county and when so recorded it shall become a muniment of title. After a certificate heretofore or hereafter issued has been heretofore or may be hereafter recorded, neither the sale nor the occupancy of said land shall be questioned by the State nor any person whose rights did not accrue prior to the completion of said residence. The effect of the issuance of said certificate shall include and extend to all land purchased as additional to a home tract on which the said certificate may have been issued. No sale heretofore made or hereafter made without condition of settlement shall be questioned by the State or any person after one year from the date of such sale. Nothing in this act relating to the effect of a certificate of occupancy or limitation as to the time a sale may be questioned shall apply to any land that is now in litigation wherein the validity of the original sale is being questioned until such litigation shall be terminated.

Sec. 2. Chapter 25, an Act approved March 1, 1911, and Chapter 79, an Act approved March 17, 1919, and Articles 5436 and 5445 of the Revised Civil Statutes of 1911 and all other laws and parts of laws in conflict with this act are hereby repealed.

Sec. 3. The importance of this proposed legislation to the owners of public free school and asylum land is so great that an emergency and imperative public necessity exists that the constitutional rule requiring bills to be read on three separate days in each House should be suspended and that this be placed upon third reading and final passage and become effective from and after its passage, and it is so enacted.

Amend Senate bill No. 28 by striking out all between the words "A bill to be entitled" and the enacting clause, and insert the following:

"An Act to amend Section 9 of Chapter 163, approved April 3, 1919, relating to sales and transfers of public free school and asylum land, and to repeal Chapter 25, an act approved March 1, 1911, and Chapter 79, an act approved March 17, 1919, and Articles 5436 and 5445, of the Revised Civil Statutes of 1911, relating to sales and transfers of public free school and asylum land by owners under purchases from the State and the filing of proofs of occupancy and the issuance of certificates of such occupancy and giving effect thereto and

provided a period of time after which neither the State nor any person may question purchases from the State; providing for the patenting of said land, and repealing all laws and parts of laws in conflict with this act, and declaring an emergency."

The (committee) amendment was adopted.

Mr. Stewart of Reeves offered the following amendment to the bill:

Amend substitute for Senate bill No. 28, page 5, line 39, by striking out all after the word "issued" in line 39, to and including the word "sale" in line 1, page 6.

The amendment was adopted.

Senate bill No. 28 was then passed to third reading.

SENATE BILL NO. 234 ON SECOND READING.

On motion of Mr. Miller of Dallas, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 234, A bill to be entitled "An Act to amend Chapter 145, General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, which chapter was 'An Act to amend Chapter 1 of Title 44 of the Revised Civil Statutes of the State of Texas, 1911, and to provide the manner in which State funds shall be kept and deposited; to define the State Depository Board and its powers, and what banks may become State depositories, and the manner and means of selecting and for the qualification of such State depositories; providing for the distribution of such State funds among such depositories; repealing all laws in conflict, and declaring an emergency'; the effect of this amendment being to add to said chapter a new article immediately following Article 2435, which new article is to be known as Article 2435a, and to provide in substance that during the existence of any general financial or industrial depression at the end of any biennial depository period, after new depositories have been selected by the State Depository Board, if it should be found by the State Depository Board that any of the then existing old depositories have not been or will not be selected as depositories for the next two-year period under the bids submitted, and that the withdrawal of the entire amount of State funds in any particular depository on March first will create a demand on such old depository which

it will not be able to meet, though otherwise solvent, then the State Depository Board shall have the discretion and authority to extend the time of payment of such funds into the State Treasury from time to time: provided, however, that such extension shall not be made unless and until such old depository executes a new contract and bond or gives security, as in the first instance, for such period of time as the State Depository Board may designate and at such rate of interest as the State Depository Board may find to be not less than the approximate average rate of interest which the State would receive under the bids submitted for the current biennial depository period into which such extension of time is made, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

SENATE BILL NO. 234 ON THIRD READING.

Mr. Miller of Dallas moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 234 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Adams.	Duncan.
Aiken.	Faubion.
Baldwin.	Fly.
Barker.	Fugler.
Beasley	Garrett.
of Hopkins.	Greer.
Beasley	Hall.
of McCulloch.	Hanna.
Beavens.	Hardin.
Binkley.	Harrison.
Black, O. B.,	Henderson
of Bexar.	of Marion.
Bonham.	Hendricks.
Branch.	Hill.
Bryant.	Johnson
Burmeister.	of Gillespie.
Burns.	Johnson
Carpenter.	of Wichita.
Childers.	Jones.
Coffee.	Kacir.
Cox.	Kellis.
Crawford.	King.
Crumpton.	Kveton.
Cummins.	Lackey.
Curtis.	Laird.
Davis, John E.,	Lauderdale.
of Dallas.	Lawrence.
Davis, John,	Lindsey.
of Dallas.	Looney.
Dinkle.	McDaniel.
Duffey.	McKean.

McLeod.	Rosser.
Malone.	Rountree.
Martin.	Rowland.
Marshall.	Satterwhite.
Melson.	Shearer.
Menking.	Sims.
Merriman.	Smith.
Miller of Dallas.	Sneed.
Miller of Parker.	Stevenson.
Morgan.	Stewart
Moore.	of Edwards.
Morris of Medina.	Stewart of Reeves.
Morris	Sweet of Brown.
of Montague.	Sweet of Tarrant.
Mott.	Thomason.
Neblett.	Thorn.
Owen.	Thrasher.
Patman.	Veatch.
Perkins	Walker.
of Cherokee.	Wallace.
Perry.	Webb.
Pollard.	Wessels.
Pool.	West.
Pope.	Westbrook.
Quaid.	Williams
Quicksall.	of McLennan.
Quinn.	Williams
Rice.	of Montgomery.
Rogers of Harris.	Wright.
Rogers of Shelby.	

Nays—1.

Thomas of Limestone.

Absent.

Barrett of Bell.	Johnson of Ellis.
Barrett of Fannin.	Laney.
Bass.	McFarlane.
Black, W. A.,	Mathes.
of Bexar.	Schweppe.
Brown.	Stephens.
Edwards.	Thompson
Estes.	of Harris.
Henderson	Thompson
of McLennan.	of Red River.
Horton.	Wadley.

Absent—Excused.

Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

The Speaker then laid Senate bill No. 234 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—104.

Adams.	McLeod.
Aiken.	Malone.
Baldwin.	Martin.
Barker.	Marshall.
Beasley	Mathes.
of Hopkins.	Melson.
Beavens.	Menking.
Binkley.	Merriman.
Black, O. B.,	Miller of Dallas.
of Bexar.	Miller of Parker.
Branch.	Morgan.
Bryant.	Morris of Medina.
Burmeister.	Morris
Burns.	of Montague.
Carpenter.	Mott.
Childers.	Neblett.
Coffee.	Owen.
Cox.	Patman.
Crawford.	Perkins
Crumpton.	of Cherokee.
Cummins.	Perry.
Curtis.	Pollard.
Davis, John E.,	Pool.
of Dallas.	Pope.
Davis, John,	Quaid.
of Dallas.	Quicksall.
Dinkle.	Quinn.
Duffey.	Rice.
Duncan.	Rogers of Harris.
Edwards.	Rogers of Shelby.
Faubion.	Rosser.
Fly.	Rountree.
Fugler.	Rowland.
Garrett.	Satterwhite.
Greer.	Shearer.
Hall.	Sims.
Hanna.	Smith.
Harrison.	Sneed.
Henderson	Stevenson.
of Marion.	Stewart
Hendricks.	of Edwards.
Hill.	Stewart of Reeves.
Horton.	Sweet of Brown.
Johnson	Sweet of Tarrant.
of Gillespie.	Thomason.
Johnson	Thompson
of Wichita.	of Red River.
Jones.	Thorn.
Kacir.	Thrasher.
Kellis.	Veatch.
Kveton.	Walker.
Lackey.	Webb.
Laird.	Wessels.
Lauderdale.	West.
Lawrence.	Westbrook.
Lindsey.	Williams
Looney.	of Montgomery.
McKean.	Wright.

Nays—2.

King.	Thomas
	of Limestone.

Present—Not Voting.

McDaniel.	Moore.
	Absent.
Barrett of Bell.	Johnson of Ellis.
Barrett of Fannin.	Laney.
Bass.	McFarlane.
Beasley	Schweppe.
of McCulloch.	Stephens.
Black, W. A.,	Thompson
of Bexar.	of Harris.
Bonham.	Wadley.
Brown.	Wallace.
Estes.	Williams
Hardin.	of McLennan.
Henderson	
of McLennan.	
	Absent—Excused.
Baker.	Leslie.
Brady.	McCord.
Burkett.	Perkins of Lamar.
Chitwood.	Seagler.
Darroch.	Swann.
Grissom.	Teer.
Harrington.	

Mr. Miller of Dallas moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 43—ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 43, A bill to be entitled "An Act to amend Article 900, Title 10. of the Code of Criminal Procedure of the State of Texas, 1911, so as to make bail bonds good in all criminal cases until verdict or judgment and until the defendant is taken in custody by the sheriff, as amended by Chapter 10 of the General Laws of the Thirty-fifth Legislature, 1917, and extending the same for a period of thirty days after the date of overruling of the motion for a new trial."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 54 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 54, A bill to be entitled "An Act to amend Article 3903 of the

Revised Civil Statutes of the State of Texas of 1911, as amended by the Thirty-third Legislature at its Regular Session, Chapter 121 and Chapter 142, of the General Laws, and as amended by Chapter 55 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 32, General Laws of the Third Called Session of the Thirty-sixth Legislature, relating to the appointment and compensation of deputies and assistants of certain district and county officers and relating to the fees, compensation and expenses of office of certain county funds of special deputy district clerks to attend upon the sessions of district courts in counties of one hundred thousand population or more and in which counties there are more than one district court, including criminal district courts, upon the direction of the judge of such court under the circumstances set forth in the act; correcting certain inaccuracies in the wording of said Article 3903, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 66 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 66, A bill to be entitled "An Act to amend Articles 4600 and 4601, Chapter 7, Title 66, of the Revised Civil Statutes of Texas, 1911, being Articles 784 and 785 of the Revised Criminal Statutes of Texas, 1911, relating to fees to be paid by applicants for licenses as embalmers and the annual fees to be paid by registered embalmers; to provide a penalty for the violation thereof or the failure to pay such fees, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 72 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 72, A bill to be entitled "An Act authorizing certain officers of the University of Texas to make certified copies of public records deposited in the library of that institution and providing that said certified copies shall be lawful and have the same force and effect as if made by the county clerks

of the counties from whence the same are transferred; and authorizing county commissioners and other custodians of public documents, in their discretion, to lend to the University of Texas those public records in their custody which are mainly of historical value, to enable that institution to make copies for historical study, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 84 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 4, A bill to be entitled "An Act to amend Article 7797, of Chapter 1, Title 130, of the Revised Civil Statutes of the State of Texas, pertaining to trusts and conspiracies against trade, so as to permit one corporation under the terms and upon the conditions of said article set out, and declaring an emergency."

The bill was read second time.

Mr. Williams of McLennan offered the following amendment to the bill:

Amend Senate bill No. 84 by adding at the end of Section 1 the following: "nothing in this act shall be construed as authorizing the consolidation of any corporation not now allowed to be consolidated by law."

The amendment was adopted.

Senate bill No. 84 failed to pass to third reading.

Mr. Williams of McLennan moved to reconsider the vote by which the House refused to pass the bill to third reading, and asked to have the motion to reconsider spread on the Journal.

Mr. Baldwin called up the motion to reconsider and moved to lay it on the table.

Question recurring on the motion to table, it was lost.

Mr. Williams of McLennan then asked unanimous consent of the House that the motion to reconsider be spread on the Journal.

There was no objection offered.

SENATE BILL NO. 90 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 90, A bill to be entitled "An Act to exempt from taxation all property belonging to art leagues and societies of fine arts, whether incorpo-

rated or not, which are devoted wholly and without charge to the promotion of education and learning and not for profit, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 93 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 93, A bill to be entitled "An Act to amend Chapter 47 of the General Laws of the State of Texas, passed at the Third Called Session of the Thirty-sixth Legislature, 1920, entitled 'An Act to amend Chapter 111 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-sixth Legislature, 1919,' relating to official shorthand reporters' compensation in certain counties and districts in this State; by providing that in a district wherein in any county in the district the term may continue until the business is disposed of, each county shall pay in proportion to the time court is actually held in such county, and declaring an emergency."

The bill was read second time.

Mr. Cox offered the following (committee) amendment to the bill:

Amend Senate bill No. 93 by adding at the end of Section No. 1 the following, to wit:

Provided further, that in the event any such official shorthand reporter should charge more than the amount fixed by this act as compensation for making such transcript or transcripts, the party applying for such transcript or transcripts or his agent or attorney may file a written complaint among the papers in said cause; and when said complaint shall be called to the attention of the judge of the court in which said cause was tried, it shall be the duty of said judge to inquire into the charges made by said official shorthand reporter for said transcript or transcripts; and in the event it should appear that said official shorthand reporter has charged more than the amount fixed by this act as compensation for making such transcript or transcripts, then the judge of said court shall order a retaxing of the cost for said services, so as to make the charges of said official shorthand reporter conform to the terms and conditions of this act.

The (committee) amendment was adopted.

Mr. Cox offered the following (committee) amendment to the bill:

Renumber the emergency clause so as to make same Section 3 of this bill and insert after Section 1 a new section to be numbered Section 2, which shall read as follows, to wit:

Section 2. In the event any official shorthand reporter should wilfully violate the provisions of this act in that such reporter should wilfully charge more than the amount fixed by this act as compensation for making such transcript or transcripts, then such official shorthand reporter shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not less than ten dollars nor more than one hundred dollars.

The (committee) amendment was adopted.

Mr. Cox offered the following amendment to the bill:

Amend caption to Senate bill No. 93 by adding after the word "county," in line 30, page 1, the following:

"And providing for retaxing of costs and for prosecution for misdemeanor of any official shorthand reporter who wilfully charges transcript fees in excess of the amount fixed by this act."

The amendment was adopted.

Senate bill No. 93 was then passed to third reading.

SENATE BILL NO. 99 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 99, A bill to be entitled "An Act to amend Article 3631, Chapter 32, of Revised Civil Statutes of Texas, 1911, providing for appeals to the district court from judgments and orders of the county court in probate matters, regulating pending litigation, repealing all laws in conflict therewith, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 101 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 101, A bill to be entitled "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Section 2 of Chapter 71 of the General Laws of the

Fourth Called Session of the Thirty-fifth Legislature, and as amended by Section 1, Chapter 113, of the General Laws of the Regular Session of the Thirty-sixth Legislature, by increasing the annual license fee on commercial vehicles and interurban commercial vehicles, and amending Section 16a, added to Chapter 190, of the General Laws of the Regular Session of the Thirty-fifth Legislature by Section 2 of Chapter 113 of the Acts of the Regular Session of the Thirty-sixth Legislature, by increasing the license fee on commercial and interurban commercial vehicles based upon carrying capacity and per mile traveled, and declaring an emergency."

The bill was read second time.

Mr. Kellis moved to lay the bill on the table subject to call, and the motion was lost.

Mr. Fly offered the following (committee) amendments to the bill:

(1)

Amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature as amended by Chapter 113 of the General Laws of the Regular Session of the Thirty-sixth Legislature is hereby amended so as to hereafter read as follows:

Section 16. Registration Fees.—In order to provide funds to effectuate the provisions of this act on and after the first day of July, 1921, and on and after January 1, 1922, and annually thereafter on and after the first day of January, every owner of a motor vehicle, or trailer or semi-trailer or motorcycle in this State shall file in the office of the county tax collector of the county in which he resides or in which the vehicle he owns is being operated, on a blank provided by the State Highway Department, an application for the registration of each motor vehicle or motorcycle owned or controlled by him.

Each application shall be accompanied by the requisite fee for the number of unexpired quarters of the calendar year, which fee for the registration of a motorcycle for a full calendar year shall be \$3, and for the registration of a motor vehicle, except those hereinafter designated as "Commercial Motor Vehicles" and "Interurban Motor Vehicles," shall be 35 cents per horsepower as determined by the standard gauging power employed by the Association of Licensed

Automobile Manufacturers, but no motor vehicle shall be registered for a full year for a less sum than seven dollars and fifty cents (\$7.50). The term motorcycle shall include only those motor-driven vehicles with less than four wheels and with the driver sitting astride.

A commercial motor vehicle, under the provisions of this act, is any motor vehicle intended, designated or used, for the transportation of property.

For each commercial motor vehicle the annual license fee shall be based upon the tire equipment, horsepower and gross weight of the vehicle and load, as follows:

When Equipped With	Per Horsepower.	And per 100 Pounds of Gross Weight.
Pneumatic tires	35c	20c
Solid rubber tires	35c	30c
Solid metal tires	35c	50c

(A) For each trailer or semi-trailer, the annual license fee shall be based upon the tire equipment and gross weight of vehicle and load as follows:

Equipped With	Per 100 lbs. Gross Weight of Vehicle and Load.
Pneumatic tires	15 cents
Solid tires	25 cents
Iron, steel or other hard tires	35 cents

(B) For each tractor, the annual license fee shall be based upon the tire equipment and the weight of the tractor, as follows:

Equipped With	Per-100 lbs. Weight.
Pneumatic tires	25 cents
Solid tires	35 cents
Iron, steel or other hard tires	50 cents

Motor Busses.—Owners of passenger motor vehicles that have a seating capacity of more than seven passengers shall pay in addition to the fee of 35 cents per horsepower an additional registration fee of \$1.00 for each number of passengers the motor vehicle will seat in excess of seven passengers. Any owner of a motor vehicle with a seating capacity of more than seven passengers who shall fail or refuse to comply with this section shall be fined in any sum not more than \$200.00.

Vehicles Not Subject to Registration.—Tractors used exclusively for agricultural purposes, fire engines, road rollers,

steam shovels and other road building and agricultural machinery, shall not be required to be registered.

(C) (a) Internal Combustion.—For all the purposes of this act the horsepower of any motor vehicle, except electric or steam driven vehicles, shall be determined by the formula commonly known as the National Automobile Chamber of Commerce formula, being as follows:

Square the diameter of the bore of the cylinder in inches, multiply by the number of cylinders and divide by two and one-half.

(b) Steam Vehicles.—For the purpose of this act, the horsepower of any steam-driven vehicle shall be computed by the system of horsepower rating adopted by the United States government.

(c) Electric Vehicles.—For vehicles propelled by electricity the rating shall be the normal horsepower designated by the manufacturer of the electric motor or motors used therein.

Basis of Weight Fees.—In the computation of fees based on gross weight, said gross weight shall, in the case of freight or merchandise vehicles, be the actual weight of the vehicle in pounds, plus the manufacturer's rated load carrying capacity.

Disputed Classifications.—The Highway Department shall have the authority, in disputed cases, to determine the classification in which any vehicle belongs and the amount of the fee which shall be paid therefor. No vehicle with a body wider than seven feet or of a total gross weight, when loaded with a capacity load of more than 5000 pounds per wheel or 500 pounds per inch width of tire, shall be licensed or be operated on the public highways, and no commercial vehicle or interurban commercial vehicle or trailer operated hereunder shall ever carry more than 10 per cent in excess tonnage over and above its registered carrying capacity. Any person or persons driving or operating or permitting to be driven or operated any vehicle whose gross weight exceeds the maximum weights prescribed herein shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding two hundred (\$200) dollars. The maximum weights prescribed herein for commercial vehicles and interurban commercial vehicles shall apply also to trailers.

Anything to the contrary notwithstanding,

standing, upon application in writing to the State Highway Department, said Department in its discretion may issue a special permit to the owner or operator of any vehicle allowing a heavier or wider loads than named herein, to be moved or carried over and on the public highways and bridges. They may also issue such special permit to increase the permissible width per inch of width of tire. Such permits shall be in writing and they may limit the time and use of operation over the said highways and bridges which may be traversed and may contain such special conditions and provisions and require such undertaking or other security as the said department shall deem to be necessary to protect the public highways and bridges from injury, or provide indemnity from any injury resulting from such operation. All such special permits shall be carried in the vehicle to which they refer and upon demand shall be open to inspection of any peace officer or employee charged with care or protection of public highways.

The owner, operator, driver or mover of any vehicle, object or contrivance over a public highway or bridge shall be jointly and severally responsible for all damages which said highways or bridges may sustain as the result of driving, operating or moving such vehicle and the amount of such damages may be recovered in any action of law by the authorities in control of such highway or bridge.

Sec. 2. That Section 16a of Chapter 190 of the General Laws of the Regular Session of the Thirty-sixth Legislature is hereby repealed.

Sec. 3. Motor vehicles of the kinds and weights specified in this section shall not be operated on the public highways of this State at greater rates of speed than herein prescribed, as follows:

a. Motor vehicles equipped with pneumatic tires.

Maximum weight, including gross weight of vehicle and load.	Speed limit, miles per hour.
4,000 lbs.	25
6,000 lbs.	22
8,000 lbs.	20
12,000 lbs.	18
16,000 lbs.	16
20,000 lbs.	15

b. Motor vehicles equipped with solid tires.

Maximum weight, including gross weight of vehicle and load.	Speed limit, miles per hour.
4,000 lbs.	22
6,000 lbs.	20
8,000 lbs.	18
10,000 lbs.	15
16,000 lbs.	12
20,000 lbs.	12

Any person who shall operate a motor vehicle at a greater rate of speed than that herein allowed shall be guilty of a misdemeanor and punished by fine of not less than \$10.00 nor more than \$200.00, or by imprisonment in the county jail not more than 30 days.

No commercial motor vehicle of the kinds and weights prescribed herein shall be operated on the public highways of this State unless equipped with a mechanical device or governor so that it cannot be operated at a speed in excess of the limits prescribed herein.

Any owner of a commercial motor vehicle of the kinds and weights enumerated in this section who shall fail or refuse to so equip such motor vehicle shall be deemed guilty of misdemeanor, and upon conviction shall be fined in any sum not less than \$10.00 nor more than \$200.00, or be imprisoned in the county jail not exceeding 30 days.

Sec. 4. On January 1st, April 1st, July 1st, and October 1st of each year after this act takes effect, the owner or owners of each motor vehicle licensed as herein provided shall make a statement duly sworn to by himself, or if the owner is a corporation, then by an executive officer of said corporation, directed to the tax collector of the county where said owner has his principal office or place of business, which statement shall clearly show the number of miles traversed by said motor vehicle and trailer attached thereto, if any, and if said motor vehicle has operated in more than one county, said statement shall clearly show the number of miles traveled in each county. Said statement shall be accompanied by a sufficient sum of money in lawful money of the United States, as a reasonable license fee for the extra burden placed on said highways and roads by the operation over them of the character of motor vehicle licensed hereunder, as follows:

Net Carrying Capacity in Pounds.	Licensed Fee, Per Mile
2,001 to 3,999	1 cent
4,000 to 5,999	2 cents
6,000 to 7,999	3 cents
8,000 to 9,999	5 cents
10,000 to 11,999	8 cents

Immediately upon receipt of the license fee provided for in this section, the county tax collector receiving same shall turn that county's portion over to the county treasurer to be placed to the credit of the general county road and bridge fund; and any portion belonging to another county, said tax collector receiving same shall immediately send that portion to the treasurer of such other county to be placed to the credit of the general county road and bridge fund of such county, the distribution of such fund to be in proportion to the number of miles traveled in each county.

Sec. 5. This act shall not be construed to repeal any existing laws of this State relating to highways, except when in direct conflict therewith, and shall be cumulative of all such laws now in force.

Sec. 6. The fact that the present license fees for heavy freight carrying motor vehicles and for motor vehicles carrying passengers for hire are wholly inadequate to compensate for damages done to the public highways of the State by their use creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that all bills shall be read on three several days, and the said rule is hereby suspended and this act shall take effect and be in force after its passage, and it is so enacted.

(2)

Amend Senate bill No. 101 by striking out all before the enacting clause and inserting in lieu thereof the following:

S. B. No. 101, A bill to be entitled "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Section 1, Chapter 113, of the General Laws of the Regular Session of the Thirty-sixth Legislature, relating to fees to be paid for the registration of motor vehicles and trailers, and repealing Section 16a of said chapter, and declaring an emergency."

Question — Shall the (committee) amendments be adopted?

RECESS.

Mr. Miller of Dallas moved that the House recess until 10 o'clock a. m. tomorrow.

Mr. Quinn moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. Miller of Dallas prevailed, and the House accordingly, at 5:30 o'clock p. m., took recess until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees filed favorable reports today on bills, as follows:

Public Health: House bill No. 447.

State Affairs: Senate bills Nos. 48, 89; House bill No. 41.

Education: House bills Nos. 491, 466, 463, 464.

The following standing committees filed adverse reports today on bills, as follows:

Insurance: House bill No. 400.

Revenue and Taxation: House bill No. 351.

Municipal and Private Corporations: House bill No. 394.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 18, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 132, A bill to be entitled "An Act to amend Chapter 85 of the Acts of the Regular Session of the Thirty-third Legislature, entitled 'An Act to provide the mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in subdivisions of Harris county, and repealing all laws in conflict herewith, and declaring an emergency.'"

H. B. No. 161, A bill to be entitled "An Act to amend Chapter 160 of the Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, approved April 3, 1919, the same being 'An Act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including the fixing of a minimum wage, providing for an appropriation therefor, and fixing penalties for the violation thereof, and declaring

an emergency,' by providing for manner of selection and employment of said commission; providing additional powers and duties; providing for salaries; making appropriations therefor; fixing penalties for the violation thereof, and declaring an emergency."

H. B. No. 390, A bill to be entitled "An Act creating the Saint Jo Independent School District in Montague county, Texas, out of the territory known as the Saint Jo Independent School District in said county; defining its boundaries and providing for the election of trustees therefor, and authorizing the board of trustees to levy, assess and collect special taxes; conferring upon the board of trustees plenary powers; providing authority to issue bond for the purpose of purchasing school building sites, and erecting, furnishing and equipping school buildings within the said district; to levy taxes therefor, and to pay current expenses for the support and maintenance of said schools; providing for a board of equalization, and prescribing the duty and authority of said board, and further prescribing the duty and authority of said board of trustees, and declaring an emergency."

H. B. No. 396, A bill to be entitled "An Act to amend Section 15, Chapter 9, of the Second Called Session of the Thirty-fifth Legislature of Texas, the same being 'An Act to create a special road law for Red River county; providing in said amendment that the county surveyor of Red River county, Texas, shall be ex-officio county road superintendent for said county, and requiring a bond.'"

And find the same correctly engrossed.
PATMAN, Chairman.

TWENTY-SEVENTH DAY.

(Continued.)

(Saturday, February 19, 1921.)

The House met at 10 o'clock a. m., and was called to order by Speaker Thomas.

SENATE BILL NO. 101 ON PASSAGE TO THIRD READING.

The Speaker laid before the House, as pending unfinished business,

S. B. No. 101, A bill to be entitled "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Section 2 of Chapter 71 of the General Laws of the Fourth Called Session of the Thirty-